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Customer No. 26874

PATENT

Atty. Docket No. END5126.0517368

**IN THE UNITED STATES PATENT & TRADEMARK OFFICE**

Applicant: Frederick E. Shelton IV et al. : Paper No:

Serial No. 10/674,236 : Group Art Unit: 3764

Filed: September 29, 2003 : Examiner: Unknown

For: SURGICAL STAPLING INSTRUMENT HAVING MULTISTROKE FIRING
WITH OPENING LOCKOUT**SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT**

MS Amendment
COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

In accordance with 37 C.F.R. §§1.97 and 1.98, Applicant herewith submits certain patent references and other information, which the Patent & Trademark Office may wish to consider in examining the above-identified application. The references and information are provided below, and are also listed on the attached Form PTO-1449.

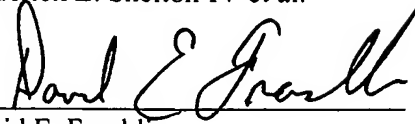
<u>REFERENCES</u>	<u>ISSUE DATE</u>	<u>INVENTOR</u>
5,482,197	01-09-1996	Green et al.
5,826,776	10-27-1998	Schulze et al.
6,010,054	01-04-2000	Johnson et al.

Pursuant to the waiver published in the Pre-OG Notice, dated July 11, 2003, no copies are provided herewith of U.S. patents cited. No representation is made or intended that a prior art search has been made or that no better art than the listed is available. It is respectfully requested that the information be considered by the Examiner and made of record in the present application.

The Commissioner for Patents is authorized to charge any deficiency or credit any overpayment to Frost Brown Todd LLC Deposit Account No. 06-2226.

Respectfully submitted,

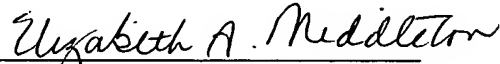
Frederick E. Shelton IV et al.



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CERTIFICATE OF MAILING

I hereby certify that a copy of this correspondence is being deposited with the United States Postal Service as Regular US mail in an envelope addressed to MS Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 this 2nd day of May, 2005.



Elizabeth A. Middleton



Substitute for Form PTO 1449

**INFORMATION DISCLOSURE
STATEMENT BY APPLICANT***(use as many sheets as necessary)***Complete if Known**

Application No.	10/674,236
Filing Date	September 29, 2003
First Named Inventor	Frederick E. Shelton IV
Art Unit	3764
Examiner Name	Unknown
Attorney Docket No.	END5126.0517368

Sheet

1

of

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U.S. PATENT DOCUMENTS

Examiner initials	Cite No.	DOCUMENT NUMBER		Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number-Kind code ² (if known)				
		US-	5,482,197	01-09-1996	Green et al.	
		US-	5,826,776	10-27-1998	Schulze et al.	
		US-	6,010,054	01-04-2000	Johnson et al.	
		US-				
		US-				
		US-				
		US-				
		US-				

FOREIGN PATENT DOCUMENTS

Examiner Initials	Cite No.	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures	T ⁶
		Country Code ³ -Number ⁴ -Kind code ⁵ (if known)				

OTHER PRIOR ART – NON PATENT LITERATURE DOCUMENTS

Examiner initials	Cite No.	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published	T ⁶

Ci nLibrary 0021680.0517368 1502361v.1

EXAMINER SIGNATURE _____ DATE CONSIDERED _____

EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

¹ Applicant's unique citation designation number (optional). ² See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. ³ Enter office that issued the document, by the two-letter code (WIPO Standard ST. 3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. ⁶ Applicant is to place a check mark here if English language Translation is attached.